

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1395 be amended to read as follows:

- 1 Page 1, after line 10, begin a new paragraph and insert:
- 2 "SECTION 2. IC 5-22-15-25 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2001]: **Sec. 25. (a) As used in this section, "steel products" means**
- 5 **products rolled, formed, shaped, drawn, extruded, forged, cast,**
- 6 **fabricated, or otherwise similarly processed, or processed by a**
- 7 **combination of two (2) or more such operations, by the open**
- 8 **hearth, basic oxygen, electric furnace, Bessemer, or other steel**
- 9 **making process.**
- 10 **(b) As used in this section, "United States" includes all territory,**
- 11 **continental or insular, subject to the jurisdiction of the United**
- 12 **States.**
- 13 **(c) Unless the head of the purchasing agency makes a written**
- 14 **determination described in subsection (d), a solicitation must**
- 15 **require that if any steel products are used in:**
- 16 **(1) the manufacture of the supplies required under the**
- 17 **contract; or**
- 18 **(2) supplies used in the performance of the services under the**
- 19 **contract by the contractor or a subcontractor of the**
- 20 **contractor;**
- 21 **the steel products must be manufactured in the United States.**
- 22 **(d) Subsection (c) does not apply if the head of the purchasing**
- 23 **agency determines in writing that both of the following apply:**
- 24 **(1) The cost of the contract with the requirements of**

1 subsection (c) would be greater than one hundred fifteen
 2 percent (115%) of the cost of the contract without the
 3 requirements of subsection (c).

4 (2) Failure to impose the requirements of subsection (c) would
 5 not in any way:

6 (A) harm the business of a facility that manufactures steel
 7 products in Indiana; or

8 (B) result in the reduction of employment or wages and
 9 benefits of employees of a facility described in clause (A).

10 (e) A purchasing agency shall inform offerors in the solicitation
 11 of the provisions of this section.

12 SECTION 3. IC 5-22-17-14 IS ADDED TO THE INDIANA CODE
 13 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 14 1, 2001]: **Sec. 14. A contract awarded under this article must**
 15 **include the requirements of IC 5-22-15-25(c) unless the head of the**
 16 **purchasing agency makes a determination under IC 5-22-15-25(d).**

17 SECTION 4. IC 5-22-19-5 IS ADDED TO THE INDIANA CODE
 18 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 19 1, 2001]: **Sec. 5. An Indiana taxpayer has standing to do either of**
 20 **the following:**

21 (1) Challenge a determination made under IC 5-22-15-25(d).

22 (2) Enforce a contract provision required by IC 5-22-17-14."

(Reference is to HB 1395 as printed February 6, 2001.)

Representative Kuzman